

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 29, 2008

DIVISION ONE

B195245 311 South Spring Street Company, LP (Not for Publication)
v.
State of California

The judgment is affirmed. 311 is entitled to its costs of appeal.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

B196047 Lisitsa (Not for Publication)
v.
Gleyzer et al.

The judgment is reversed. The trial court is directed to vacate its order sustaining defendants' demurrers without leave to amend and to enter an order overruling the demurrers as to all causes of actions for all defendants. Plaintiff is to recover costs on appeal.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
Rothschild, J.

DIVISION ONE (continued)

B193845 Joseph Addison (Not for Publication)

v.
County of Los Angeles

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
 Rothschild, J.

B200224 People (Not for Publication)

v.
Guidry Jr.

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

B195000 Chao (Not for Publication)

v.
Tulin Parlar Shannon et al.

The judgment of dismissal is reversed. The trial court is directed to vacate its order sustaining the Shannons' demurrer without leave to amend and to enter a new and different order granting leave to amend as to Chao's causes of action for nuisance, injunctive relief, intentional infliction of emotional distress and negligence. Chao is to recover costs on appeal.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
 Rothschild, J.

DIVISION TWO

B202600 Setha Ieng Enterprises, Inc. (Not for Publication)
v.
J.E. Dewitt, Inc.

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

B198987 Woods (Not for Publication)
v.
Southern California Permanente Medical Group, et al.

The order denying the petition to compel arbitration is affirmed.
Respondent is awarded his costs on appeal.

Chavez, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

B195603 Gombiner (Not for Publication)
v.
City of Malibu

The judgment is affirmed. Respondent(s) to recover costs.

Chavez, J.

We concur: Doi Todd, Acting P.J.
Ashmann-Gerst, J.

May 29, 2008 (Continued)

DIVISION TWO (continued)

B200159 People (Not for Publication)

V.

Byron T.

The order appealed from is affirmed.

Chavez, J.

We concur: Boren, P.J.

Ashmann-Gerst, J.

DIVISION THREE

B199861 People (Not for Publication)

V.

Clark

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.

Aldrich, J.

B200343 Baldinger (Not for Publication)

V.

Baldinger

The post-judgment order amending the judgment is affirmed. Rae Baldinger is to recover her costs on appeal.

Croskey, J.

We concur: Klein, P.J.

Aldrich, J.

DIVISION THREE (continued)

B191806 Synod of Southern California and Hawaii, et al.
 v.
 Kim, et al.

Filed order vacating submission order of 2-5-08. Due to the press of other court business and the complexity of the issues in this case, additional time is needed to complete and file the opinion in this matter. . Cause resubmitted.

B191484 Lawson, et al.
 v.
 Schwartz, etc.

Filed order vacating submission order of 2-20-08. Due to the press of other court business, additional time is needed to complete and file the opinion in this matter. Cause resubmitted.

DIVISION FIVE

B201837 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Jon S.

The appeal is dismissed.

Kriegler, J.

We concur: Armstrong, Acting P.J.
 Mosk, J.

May 29, 2008 (Continued)

DIVISION FIVE (continued)

B200012 Warren Fu (Not for Publication)
v.
Los Angeles County Metropolitan Transportation Authority

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SIX

B203751 People (Not for Publication)
v.
Moses M.

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

B205749 Ventura County Human Services Agency (Not for Publication)
v.
Anna R.
In re Kayla G.

The appeal is dismissed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

DIVISION SIX (continued)

B195639 People (Not for Publication)
v.
Winston

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Coffee, J.

[illegible]

We direct the clerk of the superior court to prepare and forward to the Department of Corrections modified and corrected abstracts of judgment reflecting: on count 1, an indeterminate term of life with a minimum indeterminate term of 36 years, plus a determinate term of 31 years, composed of six, five-year enhancement terms under section 667, subdivision (a)(1) and one, one-year enhancement term under section 667.5, subdivision (b) for a total term of 67 years to life. On count 2, a consecutive indeterminate term of life with a minimum indeterminate term of 25 years, plus a determinate term of one year under section 667.5, subdivision (b) for a total term of 26 years to life; restitution fines as originally imposed by the trial court and a court security assessment of \$40 pursuant to section 1465.8, subdivision (a)(1). In all other respects, the judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Cooper, P.J., Rubin, J., Flier, J. and Connie Hon, Deputy Clerk.

Each of the following:

B197767 People v. Jackson
B197924 People v. Bravo
B198302 People v. Grandison
B195516 People v. Vasquez
B201319 People v. Calloway
B198721 People v. De La Cruz
B198044 People v. Speights

Argument waived, cause submitted.

B198398 Green,
 v.
 True Faith Holiness Church et al.

Appearances:

Jonathan L. Nielsen for respondents. Appellant Tina Green, In Propria Persona, waived oral argument. Argument waived, cause submitted.

B175361 People
 v.
 Gutierrez

Merits:

Argued by Barbara S. Perry for appellant and by Susan S. Pithey, Deputy Attorney General for respondent. Cause submitted.

DIVISION EIGHT (continued)

B197893 Hubner,
 v.
 Shapiro et al.

Matter continued to June 27, 2008, at 9:00 a.m.

B197976 Seth Dallob Enterprises, LLC,
 v.
 Pomona Unified School District et al.;
 Pomona Valley Educational et al.

Merits:
Argued by Matthew Seifen for appellant and by John Taylor, Jr., for
Respondents, and by Adam T. Hoover for respondents. Cause submitted.

Court recessed.

Court reconvened at 10:35 a.m.

Present: Cooper, P.J., Rubin, J., Flier, J. and Connie Hon, Deputy Clerk.

B195295 Rebecca Argudo et al.
 v.
 Dietmar Rodriquez, Jr.,

Merits:
Argued by Maryann Gallagher for appellants and by Robert Prata for
respondent. Cause submitted.

B193025 Ronald Hills et al.,
 v.
 Pro Value Properties, Inc., et al.,
 Steve & Daphne Johnson,

Merits:
Argued by Barry MacNaughton for appellants and by Mark Neubauer for
respondents and by Barton Debolt for respondents. Cause submitted.

DIVISION EIGHT (continued)

Court Adjourned.

B188562 Sabrina LaBow (Not for Publication)

v.

The Red Diamond Company et al.,

The judgment is affirmed. Sabrina LaBow is to recover her costs on appeal.

Cooper, P.J.

We concur: Flier, J.

Egerton, J. (Assigned)

B186036 John Densmore (Not for Publication)

v.

Raymond Manzarek et al.,

The judgment is affirmed. Respondents are to recover their costs on appeal.

Flier, J.

I concur: Cooper, P.J.

I concur and dissent: Egerton, J. (Assigned) (Opinion)

B197857 The Utility Reform Network

v.

Public Utilities Commission of The State of California
Southern Calif. Edison Company

Filed order vacating submission order of February 29, 2008. Cause resubmitted.

May 29, 2008 (Continued)

DIVISION EIGHT (continued)

B190437 People

v.

Rameshbhai C. Bhakta et al.

Filed order denying petition for rehearing.